

1894-001 Chancery Causes: Crandall Harris Tobacco Works] vs. W. C. Herndon & Co.
Lee Co.

Parsons, Woodward, Stapleton, Pennington

- Deed

CA - Debt

T - Property

To the Hon^{ble} N. S. K. Marison Judge of the Cir-
cuit At San Lu Co:-

Humbly acknowledging your order
The Crowder Harris Tobacco Works, a cor-
poration organized and existing under and
by virtue of the laws of the State of Tenn., re-
spectfully represents unto your Honor that at
the special instance & request of W. C. Shudson
as shown by the "Invoice" here filed, sold and
delivered to the said Shudson a large quantity
of goods wares and merchandise
amounting to a large sum of money to wit,
\$35.81 with interest from the 12th day of Oct 1892;
that at his direction all of said goods were
shipped to him at Pennington Gap Va, that
at the time said goods were sold said Shudson
said Goods, the records of the County Court
of Lu County showed him to be & he repre-
sented himself to be the owner of a large
quantity of unencumbered land lying &
being in the County of Lu & in the prob-
orphan & Doct's country - and con-
veyed him by the heirs of Charles Pen-
nington Dec'd, John B. Pennington & Larkin
Shudson, Tobias J. Hughes & wife, and
John A. Stopleton & wife all of which he
was then in the possession of, using &
occupying as his own. Copies of the
deeds to the land which he represented him-
self to be the owner of is here filed marked
and prayed to be con-
sidered as part of this bill.

Your arator will further represent unto your honor that the said Skundson are or about the 10th day of Nov. 1898, turned over to his father, Larkin Skundson, and his brother, John P. Skundson about 40 head of cattle, the goods in his store house at the time together with other goods furnished from different Wholesale merchants which had not yet been placed in the storehouse of said Skundson, and that the said John P. Larkin Skundson are now in the possession of the same selling & disposing of them; that said goods & cattle were turned over to said John P. & Larkin Skundson without a consideration or at least anything like the value thereof.

Your arator will further show unto your honor that said sum of money is still due due paid; that in a day or two after said W. C. Skundson transferred said goods & cattle he absconded this state and is now a non resident thereof; that to your arator's great surprise on Nov. 10, 1898 one David P. Parsons lodged with the clerk thereof and had recorded in the county court clerk's office thereof a deed made & acknowledged March 14, 1898, & signed by W. C. Skundson and his wife conveying to him the said David P. Parsons all his said land in consideration of \$5000 in hand paid, & said Skundson except the Hopkinton tract and that part thereof included in the conveyance of said

* A copy of which deed to said
Board of Parram is here filed
marked "Parram deed" and
prayed to be taken as part of this bill

John R. Larkin Shindler dated 30th day
of July 1889.; That at the time your broker
sold said Shindler said goods at no time
afterward until said deed was recorded did
it have any notice of whatever of the exist-
ence thereof; That at any rate said deed was
made without any consideration being
paid down and was made for the express
purpose of hindering delaying & defrauding
the creditors of said Shindler in the col-
lection of their claims. Respecting that
of your broker.

Your broker will further show unto
your honor that on Nov. 10, 1893. said W.C.
Shindler made & acknowledged another
paper giving to one William Woodward
a lien on all his land except the portion
before conveyed to said Parram and
the said Stephen took, to secure the
sum of \$6751.⁰⁰; And that the said lien was
on the same day, Nov. 10, 1893. lodged with
the clerk for recordation. Your broker says
that this pretended lien is void be-
cause voluntary & was made for no other
purpose than to defraud said Shindler's
creditors. A Copy of same is here filed
and marked Lien, & prayed to be con-
sidered as part of this bill.

Your broker will further show
unto your honor that in the deed
of J.C. Stephen & wife to W.C. Shindler
a vendors lien was reserved for the

unpaid purchase money but that
it has long since been paid and that
it ought to be released; that there are
no other liens on the lands of said
Henderson; that the rents and profits of
said lands will not in five years
pay your orators claim together
with the costs of this suit.

The jurors therefore considered
your orator is advised it has
rights cognizable in a court of Equity;
that said John P. Larkin Henderson will be
compelled to account for all the effects of
the said W. C. Henderson that went into their
hands; that said deed of said W. C. Henderson
and wife to said Parsons and said lien in
favor of said Woodward will be declared
null & void as to the creditors of said
Henderson, they not having notice of the same
at the time they made their debts with said
Henderson, and especially will it be null
& void as to your orator.

The prayer therefore of your
orator is that W. C. Henderson, Larkin
Henderson, John P. Henderson, William
Woodward, David P. Parsons and
John C. Stephens be made parties
defendant to this bill of complaint;
that they each be required to answer its
several allegations on oath, that by virtue
of the affidavit herewith filed marked
"Affidavit" made pursuant to § 2964

of the code of 1887 an attachment issue here
and he levied upon the said Wendell
effects and the same be held until a
further order of the court; That the said
John V Larkie Wendell answer upon
oath for what if anything & the amount the
said W.C. Wendell owed them, where
where & from whom they got the money
or other thing which they at the said
W.C. Wendell have whereby he became
indebted to them, the date of each item of
indebtedness, the number kind and
value of said cattle, an itemized statement
or an invoice of all the goods & chattels
& the price he gave therefor which was
turned over to them or either of them,
by the said W.C. Wendell, and what
was given to him the said W.C. Wendell
in payment for the goods & cattle turned
over to them; That the said David P Gar-
sauer specially answer the true amount
if any thing he has paid on the land
mentioned in said deed of Mar. 14, 1893;
Where where & from whom he obtained
the money or other thing which he paid
said Wendell on said land. How much
if any thing he still owes them; That
said William Woodward answer on oath
where & for what said W.C. Wendell became
indebted to him, the true amount thereof,
when it became or will become due, where
where & from whom he obtained the money

as other thing whereby said Shindler became
indebted to him; that on a final hearing
of this cause a judgment be given
your order for said sum of money;
that said debt, Lien & Transfer of goods
& cattle be annulled & set aside, & that enough
thereof be paid to satisfy the ~~order~~ order
alone & the costs of this suit; that an
order of Publication be made for W.C.
Shindler who is a non resident, as
the Law requires in such case
And that all other farther & general relief
be granted your order as the nature
of his case may require. May mo.
an issue & your order will sur pay
to.

Pennington Bros
J. G.

12 Jan 1894
Grounds Harris. Abbotts

S.S. } Bill in Chancery

W.L. Shudant of the

1894 1st Jan Rules Bill filed 3 pa. 1st on home debts
Order sub for nonrecidents & non home debts
" 2nd Jan Rules Bill for home debts compd
" 1st Feb Rules contd for order paid
" 2nd " " order sub complete set for hearing by Jg
" June Term Decree & contd

C 894
S 250
WMP 250
Printer 500
Co C 575
Atty 500
2979

Defts costs
£1.60

Defts costs

CXV

STATEMENT OF ACCOUNT

JOHNSON CITY, TENN., Nov 21 1893

H. C. Hendon

Capitola Va

TO CRANDALL-HARRIS TOBACCO WORKS, DR.

—MANUFACTURERS OF—

The Famous Little Boss and Other Grades of Chewing Tobacco.

Interest will be charged on all bills not paid at maturity.

1892					
Oct-	12	Box Little Boss	31 @ 32		992
		1 Box Dime Pure	24 @ 43		1032
		1 caddy Little Boss	16 @ 32		512
	2	Key Stone	30 @ 28		840
		Wholesale			25
					34 01
		Int @ 6.0%			180
					3581
		Notary fee			50
					3631

STATE OF TENNESSEE, Washington County.

Personally appeared before me J. E. Crandall, a NOTARY PUBLIC in and for said State and County, duly commissioned, authorized, and qualified according to law J. P. D. H. S. P. S.

Bookkeeper who, being duly sworn by me, deposes and says he is of the firm of Crandall-Harris Tobacco Works

that the foregoing amount against W. C. Hendon is correct, due, and unpaid; that

there are no other credits to be given said account; that said account is for goods and merchandise sold and delivered to the said W. C. Hendon by the said Crandall-Harris

Lebanon that the said W. C. Hendon is justly indebted to Crandall-Harris Tobacco Works in the sum of Three Thousand (\$3000)

Dollars, together with interest from Oct 12, 1892 and charges.

Sworn to and subscribed before me, of

this 21 day of

Nov A. D. 1893

Nov

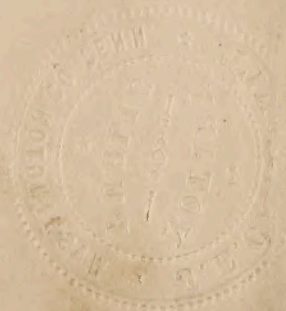
J. E. Crandall

Notary Public

J. P. D. H. S. P. S.

Grandol. Tobaco Works
v.s. } Account-
H.C. Hummel

836.31



To the Honorable H.S.K.Morrison, Judge of the Circuit Court of Lee County, Virginia:

The separate demurrer and answer of John P.Herndon to a bill in chancery exhibited against him and others in this honorable court by the Crandall Harris Tobacco Works, a corporation organized and existing under and by virtue of the laws of Tennessee.

Respondent says that complainants bill is not sufficient in law to call upon him to answer it in this honorable court, but that there is good cause of demurrer thereto, and he demurs accordingly, and prays judgement of his said demurrer &c. And not waiving said demurrer but relying and insisting thereon, should other and further answer be required of him answering he says:

That he has filed his separate answer to a bill in chancery exhibited against him in this honorable court by Powers Little & Co., he has also filed his separate answer to another bill in chancery exhibited against him and others in this honorable court by Cowan McClung & Co., and he has also filed his separate answer to another bill in chancery exhibited against him in this honorable court by Berry Gilliam & Co., all of which causes are still pending in this honorable court, all have a common purpose with the bill filed by complainants, all contain almost identically the same allegations except as to the amount claimed, and all are against identically the same persons. Respondent refers to said several answers and adopts them as a part of this his answer in ~~this~~ this case, and prays that they may be considered as such. And now having answered said bill as fully as he is advised it is material that he should answer the same, respondent prays to be hence dismissed with his costs.&c.

Duncan Hyatt, p.d.

Virginia, Lee County, to wit:

This day John P.Herndon personally appeared before me, A.B.Munsey, Clerk of the Circuit Court for the County and State aforesaid, and made oath that the foregoing answer so far as made on his own knowledge, is true and so far as made upon the information of others he believes it to be true. Given under my hand on this the 5th day of March 1894.

A.B. Munsey Clerk

W.C. Herndon et als.
 Separate Demurrer and
 Answer of John P. Herndon, one of the defendants.
 Grandall Harris Tobacco Works.
 Duncan & Hyatt, p.d.
 Filed in open court March 9th
 1894 A.B. Muncy clerk

To the Honorable H.S.K. Morrison, Judge of the Circuit Court of Lee County, Virginia:

The separate answer and demurrer of Larkin Herndon to a bill in chancery exhibited against him and others in this honorable court by the Crandall Harris Tobacco Works, a corporation organized and existing under and by virtue of the laws of Tennessee.

Respondent says that complainants' bill is not sufficient in law to call upon him to answer it in this honorable court, but ^a ~~that~~ there is good cause of demurrer thereto and he demurs accordingly, and prays judgement of his said demurrer &c. And not waiving said demurrer, but relying and insisting thereon, should other and further answer be required of him answering he says:

That he has filed his separate answer to a bill in chancery exhibited against him and others in this ^W ~~honorable~~ court by Powers Little & Co., he has also filed his separate answer to another bill in chancery exhibited against him and others in this honorable court by Cowan McClung & Co., and he has also filed his separate answer to another bill in chancery exhibited against him and others in this honorable court by Berry Gilliam & Co., all of which causes are still pending in this honorable court, all have a common purpose with the bill filed by complainants, all contain almost identically the same allegations except as to the amounts claimed, and all are against identically the same parties. Respondent refers to said several answers and adopts them as a part of this his answer in this cause, and prays that they may be considered as such. And now having answered said bill as fully as he is advised it is material that he should answer, respondent prays to be hence dismissed with his reasonable costs &c.

Duncan Wyatt, p. d.

Virginia, Lee County, to wit:

This day Larkin Herndon personally appeared before me, A.B. Munsey, Clerk of the Circuit Court for the County and State aforesaid, and made oath that the foregoing answer, so far as made on his own knowledge, is true and so far as made upon the knowledge of others he believes it to be true. Given under my hand on this the 5th day of March 1894.

A.B. Munsey clerk

Virginia, Lee Co, to wit:

This day Wm. H. Pennington agent for

partners in trade under the style & firm of Crandol
Harris Tobacco Works, plaintiffs in a certain Chg
Course now pending in the circuit Court for Lee Co, against
H. C. Skirwood and others, to recover a certain
debt from said Skirwood personally & from the
H. C. Skirwood & Co. as a public in and for the said County of Lee
and State of Va. and in my county of said said mode
oath that 1st he truly believe the plaintiffs claim is
just, 2nd that he believe the said plaintiffs are
entitled to recover at least in the said suit a-
gainst said Skirwood ^{the debt for purchase of \$36.31}
with interest from Oct 12, 1892. 3rd that to the
best of the officer belief said Skirwood is not a
resident of the State of Va, but has effects therein in
the County of Lee. 4th that said Skirwood has converted, is
converting or about to convert his property or some ma-
terial part thereof into money securities & evidences of
debt, with the intent to hinder defraud & delay his creditors,
5th that said Skirwood has assigned & is about to assign
& dispose of his estate or some part thereof with the intent
to hinder, delay & defraud his creditors Given under
my hand this 1st day of Dec. 1893.

Wm. H. Pennington
Not Public

Crandall Harris Boston Mr

N.S. } Affidavit X 10

W.C. Hendon

Filed Decr the 7th 1894

W.B. Munnay Clerk

Deed Book No 25, page 438.

This Deed made the 14th day of March 1893 Between William C. Herndon and Cynthia E. Herndon of the first part and of the County of Lee and state of Virginia and David P. Parsons of the county and state aforesaid. Witnesses that in consideration of the sum of five thousand dollars in hand paid the receipt whereof is hereby acknowledged W.C. Herndon and Cynthia E. Herndon his wife do grant bargain and sell and convey unto David P. Parsons party of the second part a certain tract or parcel of land lying in the Graborchard on Reeds and Jones creek waters of the North Fork Of Powells River No of acres unknown supposed to be six hundred ^{plus} more or less and bounded as follows to wit Beginning at a stake on the north bank of the North Fork at the mouth of Reeds creek Thence with the meanders thereof to the Mc Gradie line and with said line N 33 W to a gum two chestnuts and spanish oak corner to the A.B. Bailey land and with lines of same N 64 W 33 poles to a white oak and chestnut Thence N. 33 W 43 poles to 3 white oaks Thence ^{with} N 45 W with Parkers line to Jones Creek and with the said Creek to Joseph Marcum's corner thence southwardly with said Marcum's line to A.K. Debusk corner Thence with his several lines and corners to a corner to Alfred Johnstons land formerly Samuel Parsons Land Thence with lines and corners of said Samuel Parsons tract to James Guillen land Thence with said lines and corners to Mathew Zion land and with said Zions ~~lines~~ lines and corners to Lawsons land thence with his lines and corners to the Beginning. The foregoing described Boundary of land embraces the land purchased by W.C. Herndon from Tobias Hughs and wife Charles Pennington Heirs Larkin Herndon and J.B. Pennington ^{John} and the said and the said David Parsons is to have and with all the

Departments thereunto/ and the said William G. Herndon
on the said William G. Herndon and Cynthia Herndon parties of
the first part do warrant generally the land hereby conveyed
Witness the following signature and seals the year and day
first above written . William C. Herndon (seal)

Cynthia E. Herndon (seal)

State of Virginia , County of Lee , to wit :

I, F.M. Parsons a justice of the peace in and for the
county and state aforesaid do certify that William C. Herndon
and Cynthia E. Herndon his wife whose names ~~are~~ ^{is} signed to
to the foregoing deed bearing date of the 14th day of March
1893 acknowledged the same before me in my county and state
~~at Lee County Virginia~~ given under my hand and seal this the 14th day of
of March 1893 . F.M. Parsons J.P.

Virginia Lee county to wit :-

In the office of the clerk of the ~~county~~ ^{of the} said county
the 10th day of Nov. 1893 this deed as presented and together
with the certificate thereto annexed was admitted to record.

Test : S.V.F. Richmond , clerk.

Virginia Lee , county to wit :

This day R.L. Pennington personally appeared before me , E.W.F.
Pennington a notary public in and for the county and state
aforesaid and made oath that he had copied the foregoing
deed from the records of the county court of the said coun-
ty a/ on file in the clerk's office of the said county and
that the same is a true copy of the records .

N.R.

Deed Book No 29 ,page 436.

This Deed made the 10th day of Nove 1893 by and between
W.C.Herndon of the first ~~part~~ and William Woodward of the
second part both of the county of Lee and state of Virginia
The party of the first ^{part} doth grant unto the party of the second
part a tract or parcel of land Bounded as follows ,Beginning
at a stake at the mouth of Needs creek running with Lawsons
to the top of Stone mountain thence with the meanderings there
of to the Mc Gradie line and with same to the North fork of
Powels River with ^{the} meanderings of said waters to the Beginning.

This deed of trust is to secure and whold good to the party
of the second part for the sum of six hundred and seventy five
dollars which the party of the second part wholds against the
party of the first part this contract shall stand and whold
good to the party of the second part untill thes Notes is
Satisfied in full . Witness the following Sinatures and seal

W.C.Herndon.(seal)

Virginia Lee County ,to wit :-

1, J.F.Burgin a justice of said county ^{the Peace in the State of Virginia} do certify that W.C.Herndon whose name is signed to the foregoing deed bearing date on the 10th day of Nov 1893 this day personally appeared before me in my county aforesaid and acknowledged the same to be his act and deed Given under my hand and seal ~~this the~~
This the 10th day of Nov 1893

J.F.Burgin,J.P.

Virginia ,LEE county ,to wit :-

This day K.L.Pennington personally appeared before me
E.W.Pennington , notary public in and for the county and
state aforesaid , and made oath that he had copied the fore-
going deed from the records of the county court of Lee county
on file in the clerk's office of the said court , and that the
same is a true transcript therefrom/ This Feb ____ 1894

In the Office of the Clerk of said
the 18th day of Decr 1893 this deed was
sent to the Clerk together with the certificate that
it was a true copy of the original as
certified to by the Justice of the Peace

A Copy Teste E.W.Pennington Clerk

Deed Book No. 25. Page 106 .

THIS DEED of conveyance made the 5th day of February 1890
by and between Tobias Hughs and Martha Hughs and Peggie ~~Hugh~~
Parsons of the first part all of the county of Lee and State
of Virginia and William C. Herndon of ^{Second part} the county and state
aforesaid . WITNESSETH That for and in consideration of the
sum of Eight Hundred dollars in hand paid the receipt is
hereby acknowledged the parties of the first part do bargain
sell and convey unto the parties of the second part a certain
parcel or tract of land lying and being in the county of Lee ~~VA~~
and State of Virginia situated on Reeds Creek waters of the
North Fork of Powells River being two hundred Acres be the
same more or less and bounded as follows to wit being the
land where ^{the said} Tobias Hugs now lives and adjoining the land of
Samuel Parsons , James Quillen and Mathew Zein and the par-
ties of the second part to have and to hold forever And the ~~VA~~
parties of the first ~~VA~~ warrant specially the land hereby
conveyed Witness the following signature and seal the day
and date above written

^{his}
Tobias P. Hughs (seal)

^{her}
Martha X Hughs (seal)
^{mark}

Margaret R. Parsons (seal)

State of Virginia :

County of Lee

I W. M. Parsons a Justice of the Peace for the afore-
said county and state do certify that Tobias Hughs and
Martha Hughs his wife and Peggie Parsons whees names are ~~VA~~
signed to the foregoing deed date on the 5th day of February
1890 acknowledged the same before me in my county and state

1
aforesaid to be their act and deed and does not wish to
retract it. Given under my hand and seal this the 6th day of
February 1890.

W.M. Parsons J.P.

Virginia Lee county To wit :

In the ~~clerk's~~ office of the clerk of the said county
on the 6th day of Feb 1890 this deed was presented and with the certifi-
cate thereto annexed admitted to record.

Test John R. Gibson, clerk

Virginia Lee County to wit :

I E.W. Pennington, a notary public in and for
the county and state aforesaid, do hereby certify that
this day E.L. Pennington personally appeared before me and ~~he~~
made oath that he had copied the foregoing deed from the rec-
ords of the county court of Lee county on file in the clerk's
office of the said county and that the same is a true trans-
cript there from. Given under my hand this the ____ day of
February, 1894.

N.P.

A. C. Mendenhall

From 1 Copy of Aud-

Thomas Hughes et al.

For far Copy \$0.50

Deed Book No. 20, page 104.

From John C. Pennington et al

THIS DEED of conveyance made this the 19th day of March 1890, and between John C. Pennington and patience Pennington his wife Dinah Pennington and Martha J Robins and Mary A Robins of the county of Lee and State of Virginia and Green B. Pennington and Susan His wif of the county of Perry and State of Kentucky of the first part and William C Herndon of the second part of the county of Lee and state of Virginia.

Witnesseth that for and in the consideration of the sum of \$500.00 dollars in hand paid the receipt of which is hereby acknowledged the said parties of the first part do grant bargain sell and convey unto the parties of the second part all of their right and title in the Charles Pennington tract of land lying and being in the county of Lee and state of Virginia on the waters off Jones Creek and bounded as follows To wit :

Beginning at a beech and white oak on the east bank of Reeds creek thence southwardly to a poplar thence ^{*eastwardly*} to a white oak on the top of a ridge thence northwardly to a white oak on a flat thence ^{*north*} eastwardly to a wagon road ^{*and with the*} said road southwestwardly to beech ^{*near*} the mouth of the first hollow near the bank of Jones Creek and with said creek to ~~the mouth of said creek~~ to Joseph Marcums corner thence westwardly with the said Marcums line to the Charles Pennington line and with the said line to the

Beginning. the parties of the first part do warrant generally the land hereby conveyed the parties of the second part to have and to hold forever. Witnesseth the following signature and seal this the 19th day of March 1890

for
John C Pennington (seal)

for
Patience Pennington (seal)

for
Martha J Robins (seal)

^{her}
Dinah Pennington (seal)

^{him}
Green B. Pennington (seal)

^{her}
Susan Pennington (seal)

^{her}
Mary A. Robins (seal)

State of Virginia Lee County, To wit :

I, Frances M. Parsons a justice of the peace for the aforesaid county and state do certify that John C. Pennington and Patience Pennington his wife Martha J. Robins and Dinah Pennington whose names are signed to the foregoing deed bearing date on the 19th day of March 1890, acknowledged the same ^{before me} in my county and state aforesaid to be their act and deed and do not wish to retract it. Given under my hand and seal the day and date first above written.

F.M. Parsons J.P.

State of Kentucky, County of Perry

I, Ira J. Davidson clerk ~~of~~ the county court for the county and state aforesaid do certify that the foregoing deed of conveyance from John C. Pennington & to William C. Herndon was this day produced to ~~/~~ me in the county aforesaid and acknowledged before me ~~in the presence of~~ by Green B. Pennington and Susan his wife to be their act and deed and the same is certified to the proper office for record. Given under my hand this the 19th day of March 1890.

Ira J. Davidson clerk

By G.R. Cornett D.C.

State of Virginia County of Lee, to wit :

I, F.M. Parsons, a justice of the peace for the county and state aforesaid do certify that Mary A. Robins whose name is signed to the foregoing deed bearing date on the 19th day of March 1890, acknowledged the same ~~/~~ before me in

in my county and state / aforesaid to be her act and deed and
does not wish to retract it . Given under my hand the 7th day
of April 1890.

P.M. Parsons J.P.

Virginia Lee County To wit :

In the office of the clerk of the said county,
May the 6th 1890 this deed was presented and with certificates
thereto/ annexed ~~was~~ admitted to record

Test John R. Gibson Clerk .

Virginia Lee County to wit :

THIS day R.L. Perminington personally appeared
before me / ~~in~~ a notary public in and for the county and
state aforesaid and made oath that/ he had copied the fore-
going deed from the records of the county court of Lee county,
on file in the county clerk's office thereof , and that the
same is a true transcript therefrom . Given under my hand this
_____ day of February 1894.

N.P.

A. C. Newell
From 3 copy of New
John C. Cunningham

Free for copy \$0.75

dDeed Book No. 25, page 112.

This deed made november the 9th 1889 By and between M.C. Parsons of the first Part and Craig Herndon of the ^{2d} second part both of the county of Lee and state of Virginia. Witness is that the party of the first part doth grant bargain sell and convey to the party of the second part his undivided interest in Charles Pennington now deceased estate that he bought of Anderson Robins wife and heirs aforesaid of Charles Pennington Decd for the sum of one hundred dollars in hand paid the receipt of which is hereby acknowledged, the aforesaid M.C. Parsons binds himself to warrant ^{generally} the land hereby conveyed with all its appurtenances forever. Witness my hand and seal day and year first written

M.C. Parsons (seal)

Virginia Lee County to wit : _____ 1, V.H. Kelly notary public for the aforesaid county do certify that M.C. Parsons whose name is signed to the above deed bearing date Oct 9th 1889, personally appeared before me in my county aforesaid and acknowledged his signature to this deed to be correct for the purpose mentioned in the above deed. Given under my hand this Nov 9th 1889.

V.H. Kelly, N.P.

Virginia Lee County to wit : _____ 1N the office of the clerk of the said county May the 6th 1890, this deed was presented and with the certificate thereto annexed admitted to record.

Test John R. Gibson, Clerk.

Virginia Lee County to wit : _____ This day R.L. Pennington personally appeared before me in ~~the~~ a notary public for the county and state aforesaid in my county aforesaid and made oath that he had copied the foregoing deed from the records of the county court of said county on file in the said court's clerk's office, and that the same is a true transcript therefrom.

This Feb. _____ 194.

N.P.

This Dep. ___ 1887.

N.P.

office, and that the same is a true transcript therefrom.
County Court of said County on file in the said Court, a clerk's
that he had copied the foregoing deed from the records of the
ly and state aforesaid in my County aforesaid and made oath
sonally appeared before me ~~in my~~ a Notary Public for the County
Virginia Lee County no wife: ___ This day R.L. Pennington be
Test John R. Gibson, Clerk.

with the certificate hereto annexed admitted to record.
the said County May the 28th 1880, this deed was presented and
Virginia Lee County no wife: ___ In the office of the Clerk of
1888.

A.H. Kelly, N.P.

H.C. Stinson

From a copy of deed

M.C. Parsons

For a copy of deed

mentioned in the above deed. Given under my hand this Nov 28th
signed his signature to this deed to be correct for the purpose
sonally appeared before me in my County aforesaid and acknowl
named it signed to the above deed bearing date Oct 28th 1888, he
for the said County do certify that M.C. Parsons whose
Virginia Lee County no wife: ___ J.V.H. Kelly Notary Public
Test first witness

M.C. Parsons (seal)

its abridgements forever. Witness my hand and seal day and
binds himself to warrant the land hereby conveyed with all
of which is hereby acknowledged, the aforesaid M.C. Parsons pay
Ded for the sum of one hundred dollars in hand paid the receipt
Anderson Robins wife and heirs aforesaid of Charles Pennington
in Charles Pennington now deceased estate that he bought of
convey to the party of the second part his undivided interest
that the party of the first part both Grant bargain sell and
possest the County of Lee and state of Virginia. Witness:
sons of the first part and Craig Herndon of the second part
This deed made November the 28th 1888 by and between M.C. Par-
deed Book No. 30 page 115.

Deed Book No 23 Page 110 .

This deed made this the 7th day of March 1887 between John C. Stapleton and ~~Almedid Stapleton~~ his wife of the first part and W. Craig Herndon of the second part allox the county of Lee ~~and~~ state of Virginia . Witness that in consideration of the sum of Two Hundred dollars in hand paid and secured to be paid by the party of the second part to the party of the first part the receipt of which is hereby acknowledged , the said party of the first part by these presents give grant sell deliver and convey unto the party of the second part a certain tract or parcel of land lying and being in ^{said} the county of Lee and on Jones creek in the Grab orchard containing by estimation thirty and a half acres be the more or less bounded as follows Beginning on the 1/4 pole line 29 poles from white oaks and beeches on the north side of a branch at a white oak S 28 E 99 poles to a red oak on the top of a ridge and with said ridge S 99 1/2 W ³ 38 poles to a pine and chestnut ~~and~~ on the top of a high spur N 58 1/2 W 29 poles to a little gum and chestnut N 26 W 18 poles to two chestnut oaks S 83 1/2 W 33 ^{poles} to a ~~spur~~ sour wood hikory and two dead spanish oaks , (now gum N 84 1/2 W 36 poles to a ~~pine and chestnut~~ at the top of a deep hollow N 69 E 93 poles to ~~a chestnut~~ the beginning . To have and to hold the ^{or parcel} said tract of land with all of its appurtenances unto the party of the second part and his heirs forever .

And the parties of the first part covenant that they will ^{guarantee} warrant the title to the land hereby conveyed And the party of ~~X~~ the first part hereby reserve to themselves the vendor's lien ~~vendors~~ on said land untill the purchase money therefor is fully paid . Witness the following signature and seal

John C. Stapleton (Seal)

Almedid Stapleton (seal)

Virginia Lee county to wit :

1, John A.G. Hyatt Comr in Chy for &c do certify that John C Stapleton , whose name is Signed to the Foregoing deed dated March the 7th 1887 personally appeared before me in the said county and acknowledged the said writing to be his act and deed . Glven under my hand this the 7th day of March 1887 .

J.A.G.Hyatt Comr &c .

Virginia Lee County to wit :)+- 1, John A.G. Hyatt Commiss-
ionery in Chancery do certify that Almedid Stapleton Wife of John C. Stapleton whose names are signed to the foregoing deed dated March the 7th 1887 personally appeared before me in the county aforesaid and being examined by me privily and apart from her husband and having the deed fully explained to her she declared she had willingly executed ~~it~~ the same and did not wish to retract the same . Glven under my hand and seal this the 20th day of August 1888 .

A J

J.A.G.Hyatt , Comr in chancery
for Lee countycourt

Virginia Lee County Clerk's office , Feb 7th 1888

The foregoing deed bearing date March the 7th 1887 between John C. Stapleton and Almedid his wife of the first part and W.C. Herndon of the second part aliof Lee county Va was this day filed in the clerk's office and admitted to record upon the foregoing certificates of John A.G. Hyatt a comr in chancery for Lee county Court .

Test John R. Gibson Clerk

Virginia Lee County to wit : :
Adopted by S.W. Richmond clerk

This day R/L. Pennington personally appeared before me a notary public in and for tye county and state aforesaid and made oath that he had copied the foregoing deed from the records of the said county court on fol in the office of the

Clerk of the said court and that the same is a true transcript. This Feb. 1888

ords of the said county court on fol in the office of the
made oath that he had copied the foregoing deed from the reg-
istry book in and for the county and same aforesaid and
this day R/L. Pennington personally appeared before me a
Virginia Lee County no wit : :

Test John R. Gibson Clerk

cer? for Lee county Court .

the foregoing certificates of John W. G. Hyatt a comm in chancery
day filed in the clerk's office and admitted to record upon
W. C. Herndon of the second part att of Lee county as was this
John C. Stepleton on and Almeda his wife of the first part and
The foregoing deed bearing date March the 1st 1888 between
Virginia Lee County Clerk, s office , Feb 1st 1888

for Lee county court

J. A. G. Hyatt , Comm in chancery

A 1

H. C. Herndon

From 3 copy of deed

John C. Stepleton

For Jan copy

but the the 20th day of August 1888 .

not wish to retract the same . Given under my hand and seal
she declared she had willingly executed it the said and did
from her husband and having the deed fully explained to her
county aforesaid and being examined by me privately and separ-
dated March the 1st 1888 personally appeared before me in the
John C. Stepleton whose names are signed to the foregoing deed
imony in Chancery do certify that Almeda Stepleton Wife of
Virginia Lee County no wit :) J. A. G. Hyatt Comm in chancery

J. A. G. Hyatt Comm. &c .

deed . Given under my hand this the 1st day of March 1888 .
county and acknowledged the said writing to be his act and
March the 1st 1888 personally appeared before me in the said
C Stepleton , whose name is signed to the foregoing deed dated
J. John A. G. Hyatt Comm in Ch for &c do certify that John
Virginia Lee County no wit :

Deed Book NO .25 ,page 163.

This Deed made ~~was~~ the 30th day of July 1869 between John B. Pennington and Larkin Herndon of the ^{one} ~~first~~ part and and William C. Herndon of the other part . J.B. Pennington now a resident of Hawkins County, Tennessee and the other named parties of Lee County, Virginia . Witnesseth that in consideration of the sum of \$50 .00 fifty dollars in hand paid the receipt ^{whereof} ~~of which~~ is hereby acknowledged by said John B. Pennington and L. Herndon do grant bargain and sell unto the said William C. Herndon a certain tract or parcel of land lying and being in the county of Lee and State of Virginia it being ^{the remaining} ~~a~~ part of a tract of land assigned to John Pennington Sr . by commissioners it being a part of the Mc Cradle survey and bounded as follows to wit: Beginning at the mouth of Jones Creek Crossing the North Fork of Powell's River southwardly up the northside of stone mountain with partition line to the top of said mountain thence eastwardly with top of same with the varying meanders thereof to the original Mc Cradle line and with line thereof northwardly to the north Fork of Powell's River thence westwardly with the ^{meanders} ~~varied~~ meanderings thereof to the beginning . And the afore said John B. Pennington and Larkin Herndon do covenant and agree with the said William C. Herndon to warrant generally the land hereby conveyed with all of its appurtenances Witness the following signatures and seals The number of acres not known but by the boundary be the same more or less .

John B. Pennington (seal)

Larkin Herndon (seal)

Virginia Lee County to wit : I, John A. G. Hyatt clerk ^{of} ~~for~~ the circuit court for Lee County state aforesaid do hereby

certify that John B. Pennington and Larkin Herndon whose names
are signed to the foregoing deed bearing date on the 30th Jan.
1889 each personally appeared before me and ~~acknowledged~~ ^{acknowledged} the same to be their act and deed for the purpose
therein stated. Given under my hand 7th of Sept. 1890.

J. A. Hyatt Clerk.

Virginia Lee County do wit:

In the office of the clerk of the said county May the 6th
1890 this deed was presented with the certificate thereof and
was admitted to record.

Test John R. Gibson, Clerk.

Virginia Lee County do wit: *A Copy Test S. W. Richman's Clerk*

This day R. L. Pennington personally appeared before me
a notary public in and for the county and state aforesaid and
made oath that he had copied the foregoing deed from the
records of the county court of Lee County, on file in the
clerk's office of the said court, and that the same is a true
transcript therefrom.

Given under my hand this the ____ day of Feb. 1891.

____ N.P.

W. C. Skene

From & copy of D. &

John B. Huntington et al

~~~~~

Fee for copy

\$0.50



Deed Book No 23, page 111.

This deed made this Dec 21st in the year of our lord

1889 between Rebecca J Robins and James Robins of the first part  
and William C. Herndon ~~of Lee County~~ <sup>her husband of Indian Territory</sup> and Cynthia Herndon his  
wife of the county of Lee and State of Virginia of the second part  
Witnesseth that for <sup>where</sup> and in consideration of the sum of \$90 dollars  
in hand paid the receipt of is hereby acknowledged the said party  
of the first part do grant bargain and sell to the party of the se-  
cond part <sup>undivided</sup> all of their right title and interest in the Charles Pen-  
nington <sup>farm</sup> lying and being in the said county of Lee and lying on the  
waters of Jones Creek and bounded as follows Beginning in a beech  
and white oak on the east bank of Reeds Creek near its mouth thence  
southwardly to a poplar on Jones Creek thence eastwardly to a white  
oak on the top of a ridge thence north eastwardly to a white oak  
on ~~the~~ a flat thence northwestwardly to the wagon road thence south-  
wardly to a beech at the mouth of a hollow near the bank of Jones  
creek thence southwardly with said creek to Joseph Marcums corner  
then ~~eastwardly~~ <sup>northwardly</sup> with said Marcums line to the old Charles  
Pennington line thence southwardly back to the beginning. and the  
said party of the first part do covenant with the party of the <sup>Said</sup>  
second part that they will warrant generally the land hereby convey-  
ed. Witness the following signatures and seals

James H. Robins (seal)  
Rebecca J. Robins (seal)

Witnesses M. Graham, Z.T. Robins, Perkins County Chickasaw Nation  
Feb 22/90 Ervin Springs <sup>Chickasaw Nation</sup>  
Chickasaw Nation, Perkins County, Feb 22/90

Personally appeared before me S.W. Wallace a U.S. Commissioner  
James H. Robins and his wife Rebecca Robins to me well known and  
signed and acknowledged to me that it was for consideration there  
in expressed and set forth the above and foregoing deed or  
instrument of writing convey a tract of land to William C. Her-  
ndon and his wife This Feb 22/1890

Samuel W. Wallace, U.S. Com r  
For Indian Territory.

Virginia Lee county to wit:

In the office of the clerk of the said county May the 6th 1890  
this deed was presented and with the certificate thereto annexed  
was admitted to record

Test, John A. Gibson, clerk.

A Copy Test: S. F. Richmond clerk



Deed Book No. 25 page 330.

This deed made this the 15th day of Oct 1884 by and between John P. Pennington and Larkin Herndon of the county of Lee and state of Va of one part and William C Herndon of the and state aforesaid of the other part. Witness that for and in consideration of the sum of four hundred and fifty dollars in hand paid the receipt of which is hereby acknowledged, the said John P. Pennington and Larkin Herndon do grant bargain and sell unto the said William C Herndon a certain tract or parcel of land lying and being in the county of Lee and state of Virginia. Being a part of the John McCarrie ~~xxxx~~ 14,000 acres survey which was partitioned by commissioners among the heirs of Howard Pennington Dec. this being a portion of the lot assigned to John Pennington Sr and by him by deed to John Pennington Jr and Larkin Herndon. Said land is lying in lower Gr. borehard and between the north fork of Powell's River and Jones Creek and Reeds Creek bounded as follows to wit: Beginning at a poplar on the east bank of Reeds Creek corner to Charles Pennington's land and near the ford of said creek and with said creek southwardly 50 poles to its mouth on the north bank of the north fork of Powell's River thence eastwardly with the meanderings thereof to a stake the original line and with said line N 30° W to a gum 10 chestnuts and a spanish oak corner to A. Palleys land and with lines of the said N 31° W 30 poles to a white oak and thence N 30° W 40 poles to 3 white oaks thence north west with parkers line to Jones creek and with said creek to Charles Pennington's land and with his lines to the beginning supposed to contain there to four hundred acres be it the same more or less.

And the said John P. Pennington and Larkin Herndon do covenant with the said William C. Herndon that they will warrant generally the land hereby conveyed. Witness the following signatures and seals.

John P. Pennington (seal)

Larkin Herndon (seal)

Virginia Lee county to wit :-

I, John A. G. Hyatt a com r in ch. for Lee county court the same being a court of record do certify that John P. Pennington and Larkin Herndon whose names are signed to the foregoing deed bearing bearing date on the 15th day of Oct 1884, personally appeared before me at Lee county a. f. o. c. and each acknowledged the same to be their act and deed for the purpose therein stated. Given under my hand in the 5th day of Jan 1885.

J. A. G. Hyatt Com r &c

Virginia Lee County, ~~Deed~~ court clerk's office March the 14th 1885

The foregoing deed bearing date Oct the 15th 1884 between John P. Pennington and Larkin Herndon of the one part and William C. Herndon of the other part all of Lee county Va. was this day ~~xxxxxx~~ filed in this office and admitted to record with the certificate of J. A. G. Hyatt a Com r for Lee county Va.

Test? J. N. Gibson, clerk



Brundat Harris Tobacco Wks  
1.5. } In Chancery  
H. C. Hudson Esq.

Copy of Deed  
To  
H. C. Hudson  
From  
John C. Huntington Esq.

See for Copy's  
Deed  
H. C.

Examined



In the Clerk's Office of the Circuit Court of the County of  
*Lee* on the *1st* day of *January* 18*94*

*Brandol Harris Tobacco Works*  
against

Plaintiff

*In Chancery*

*W. B. Herndon et al* Defendant

The object of this suit is to *1st to set aside and annul the deed of W. B. Herndon*  
*wife to David P. Parsons dated March 14th 1893; 2nd to set aside and declare*  
*void the deed made by W. B. Herndon wife to Wm. Woodward dated Nov. 10th 1893*  
*3rd to annul the transfer of goods & chattels made by W. B. Herndon to John P.*  
*Markin Herndon on or about Nov. 10th 1893 and 4th that a judgment*  
*be given in favor of the Plff against the defendants for the amount of*  
*mentioned in the bill & the same to be satisfied out of*  
*said property thereby conveyed*  
And an affidavit having been made and filed that the defendant *W. B. Herndon* is

not a resident of the State of Virginia, it is ordered that *he* do appear here, within *fifteen days*  
after due publication hereof, and do what may be necessary to protect *his* interest in this suit. And  
it is further ordered that a copy hereof be published once a week for four weeks in the *Lee County*  
*Republican*, and that a copy be posted at the front door of the court-house of this *County*  
on the first day of the next term of the *County* Court.

A copy—Teste:

*Pennington Bros* p. q.

*A. B. Munroe* Clerk.



*Grandil Harris Tobacco Co*

vs. }

ORDER OF  
PUBLICATION.

*W. L. Herndon et al*  
*J. A. B. Munsey clerk of the*  
*Circuit Court do certify*  
*that a delivered to the Sec Comm*  
*Republican, the within order*  
*on the 1st day of January 1894*  
*for Publication, and, posted*  
*a copy thereof at the front door*  
*of the court house at the*  
*January Term 1894 of the*  
*County Court*  
*J. A. B. Munsey clerk*



2

West. Johnston &amp; Co., Richmond.

## The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*Wm Herndon Larkin Herndon*  
*John P. Herndon David P. Parsons William Woodward*  
*and John C. Stapleton*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *First* Monday in *January*, 189 *4* to answer a bill in Chancery, exhibited against *them* in our said court by *Brandol Harris's Tobacco works*

And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house,

the *8th* day of *December* 189 *3*, and in the *118th* year of the Commonwealth.

*A Copy Teste**A. B. Munsey* Clerk.*A. B. Munsey Clerk*



Executed Dec., 1893 by delivering an office copy of the within subpoena in chancery and attachment to John P. Herndon, Larken Herndon, John C. Stapleton, Wm' Woodward and David P. Parsons and not executed as to W. C. Herndon also by attaching on the following real estate of W. C. Herndon described as follows: all of which lies in Lee Co., Va., in the Craborchard consisting of two tracts, the first of which is now in the hands of David P. Parsons and bounded as follows to-wit: Beginning at a stake on the North bank of the North Fork of Powell's river at the mouth of Reed's creek; thence eastwardly with the meanderings of the said river to the McCradia line, thence N. 33 W. --- po to a gum 2 chestnuts and a spanish oak corner to A. J. Baileys land, and with lines of same N. 24 W. 28 po, to a White oak and Chestnut, thence N. 35 W. 42 po, to 3 White oaks, thence N. with Parker's line to Jones creek, and with said creek to Joseph Marcum's corner, thence Southwardly with said Marcum line to A. K. DeBusk's corner, thence with his several lines and corners to Alfred Johnson's land formerly Samuel Parson's land, thence with his lines and corner of said Parson tract to James Quillen's land, thence with his lines and corner to Mathew Zion land, thence with his lines and corner to Lawsons land thence with his lines and corner to the beginning. The 2nd of which tracts is now in the hands of Wm. Woodward, and embraces that land described in deed of July 20th 1889 of Larkin Herndon and John B. Pennington to said W. C. Herndon and which is recorded in Deed No 25 -163.

US. { SUBPCENA  
IN CHANCERY.

p. q.

To Rules,

Circuit Court.

The proper affidavit having been made and filed the officer executing this summons is directed to attach the following real estate of W. C. Herndon, all of which lies in Lee Co., Va., in the Craborchard consisting of two tracts, the first of which is now in the hands of David P. Parsons and bounded as follows to-wit: Beginning at a stake on the North bank of the North Fork of Powell's river at the mouth of Reed's creek; thence eastwardly with the meanderings of the said river to the McCradia line, thence N. 33 W. --- po to a gum 2 chestnuts and a spanish oak corner to A. J. Baileys land, and with lines of same N. 24 W. 28 po, to a White oak and Chestnut, thence N. 35 W. 42 po, to 3 White oaks, thence N. with Parker's line to Jones creek, and with said creek to Joseph Marcum's corner, thence Southwardly with said Marcum line to A. K. DeBusk's corner, thence with his several lines and corners to Alfred Johnson's land formerly Samuel Parson's land, thence with his lines and corner of said Parson tract to James Quillen's land, thence with his lines and corner to Mathew Zion land, thence with his lines and corner to Lawsons land thence with his lines and corner to the beginning. The 2nd of which tracts is now in the hands of Wm. Woodward, and embraces that land described in deed of July 20th 1889 of Larkin Herndon and John B. Pennington to said W. C. Herndon and which is recorded in Deed Book No 25-163.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*W. L. Herndon Larkin Herndon  
John P. Herndon David P. Parsons William Woodward  
and John L. Stapleton*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *First* Monday in *January*, 189*4* to answer a bill in Chancery, exhibited against *them* in our said court by *Gerardol Harris's Tobacco Works*

And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house,

the *8th* day of *December* 189*3*, and in the *11 8th* year of the Commonwealth.

*A B Munsey* Clerk.



The proper affidavit having been made and filed the officer executing this summons is directed to attach the following real estate of W. C. Herndon, all of which lies in Lee Co., Va., in the Craborchard consisting of two tracts, the first of which is now in the hands of David P. Parsons and bounded as follows to wit:

Beginning at a stake on the North bank of the North Fork of Powell's river at the mouth of Reed's creek; thence eastwardly with the meanderings of the said river to the McCradia line, thence N. 33 W. --- po to a gum 2 chestnuts and a spanish oak corner to A. J. Bailey's Inn, and with lines of same N. 24 W. 28 po, to a White oak and Chestnut, thence N. 35 W. 42 po, to 3 White oaks, thence N. with Parker's line to Jones creek, and with said creek to Joseph Marcum's corner, thence Southwardly with said Marcum line to A. K. DeBusk's corner, thence with his several lines and corners to Alfred Johnson's land formerly Samuel Parson's land, thence with lines and corner of said Parson tract to James Quillen's land, thence with his lines and corner to Mathew Zion land, thence with his lines and corner to Lawsons land thence with his lines and corner to the beginning. The 2nd of which tracts is now in the hands of Wm. Woodard, and embraces that land described in deed of July 20th 1889 of Larkin Herndon and John B. Pennington to said W. C. Herndon and which is recorded in Deed Book No 25.-163.

*A. B. Munsey Clerk*

*Gerardol Harris Tobacco Co*

vs. }

SUBPENA  
IN CHANCERY.

*W. C. Herndon et al*

*Pennington Bros* p. q.

To *1st January* 1894 Rules,

Circuit Court.

*W. C. Herndon and John B. Pennington to said W. C. Herndon and which is recorded in Deed*

Executed Dec., 13 1893 by delivering an office copy of the within subpoena in chancery and attachment to John P. Herndon, Larkin Herndon, John C. Stapleton, Wm. Woodard and David P. Parsons and not executed as to all of which lies in Lee Co., Va., in the Craborchard consisting of two tracts, the first of which is now in the hands of David P. Parsons and bounded as follows to wit: said river to the North Fork of Powell's river at the mouth of Reed's creek; thence eastwardly with the meanderings of the said river to the McCradia line, thence N. 33 W. --- po to a gum 2 chestnuts and a spanish oak corner to A. J. Bailey's Inn, and with lines of same N. 24 W. 28 po, to a White oak and Chestnut, thence N. 35 W. 42 po, to 3 White oaks, thence N. with Parker's line to Jones creek, and with said creek to Joseph Marcum's corner, thence Southwardly with said Marcum line to A. K. DeBusk's corner, thence with his several lines and corners to Alfred Johnson's land formerly Samuel Parson's land, thence with lines and corner of said Parson tract to James Quillen's land, thence with his lines and corner to Mathew Zion land, thence with his lines and corner to Lawsons land thence with his lines and corner to the beginning. The 2nd of which tracts is now in the hands of Wm. Woodard, and embraces that land described in deed of July 20th 1889 of Larkin Herndon and John B. Pennington to said W. C. Herndon and which is recorded in Deed Book No 25.-163.



In the Clerks office of the Circuit Court  
of the county of Lee on the 1st day of  
January 1894

Crandol Harris Tobacco

Works

Pliffs

against

In Chan'y

W. C. Herndon et al Deft

The object of this suit is to 1st to set aside and annul the deed of W. C. Herndon and wife to David P. Parsons dated March 14th 1893; 2nd to set aside and declare void the deed made by W. C. Herndon and wife to Wm. Woodward dated Nov'r 10th 1893; 3rd to annul the transfer of goods and chattels made by W. C. Herndon to John P. and Larkin Herndon on or about Nov'r 10th 1893; and 4th that a judgment be given in favor of the pliffs against the defts for the amount mentioned in the bill and the same to be satisfied out of said property thereby conveyed.

And an affidavit having been made and filed that the defendant W. C. Herndon is not a resident of the State of Virginia, it is ordered that he do appear here, with in fifteen days after due publication hereof and do what may be necessary to protect his interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in the Lee County Republican and that a copy be posted at the front door of the court house of this county on the first day of the next term of the county court

A copy—Test:

A. B. Munsey Clerk

Pennington Bros. p q

5-10

I, A. P. Bryden & Sons pub

isher of the LEE COUNTY REPUBLICAN  
a weekly newspaper, published in the  
town of Jonesville, county of Lee, and  
State of Virginia, do hereby certify that  
the foregoing Order of Publication was  
duly published in the above named pa-  
per for four successive weeks, ending the

1st day of Feb 1894.

per A. P. Bryden

Publisher, LEE COUNTY REPUBLICAN